

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF WEST VIRGINIA**  
**AT BECKLEY**

Commonwealth of Massachusetts Pension  
 Reserves Investment Trust

**FILED**

JUN 17 2011

TERESA L. DEPPNER, CLERK  
 U.S. District Court  
 Southern District of West Virginia

**STATEMENT OF VISITING ATTORNEY  
 AND DESIGNATION OF LOCAL COUNSEL**

V.

Massey Energy Company, et al.

**CIVIL ACTION NUMBER 5:10-cv-00689**

Mitchell A. Lowenthal, Cleary Gottlieb Steen & Hamilton LLP

1779156

**Name of Visiting Attorney and firm name**

Alpha Appalachia Holdings, Inc. formerly known as Massey Energy Company

**Bar ID number**

**Name of party represented**

New York State Bar Association  
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**Name and address of the Bar(s) of which the Visiting Attorney is a member in good standing**

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**Name of Sponsoring Attorney and firm name**

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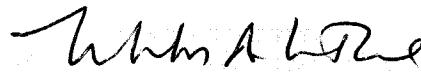
USDC/ATTY-001 (Rev. 03/11) | LR Civ P 83.6 or LR Cr P 44.6 Statement of Visiting Attorney and Designation of Local Counsel

**VISITING ATTORNEY'S CERTIFICATION**

I hereby certify that I am a member in good standing of the Bar(s) listed in the Statement of Visiting Attorney and that I have never been convicted of a felony. I further certify that I have paid the West Virginia State Bar its prescribed pro hac vice fee for this case, and complied with the West Virginia State Bar's requirements for attorneys admitted pro hac vice.

6/14/11

*Date*



*Signature of Visiting Attorney*

**SPONSORING ATTORNEY'S CERTIFICATION**

I hereby certify that I am admitted to practice before the Supreme Court of Appeals of West Virginia, I am a member in good standing of the West Virginia State Bar, and I am a member of the bar of this Court. I further certify that I have an office for the practice of law in West Virginia, and I practice law primarily in West Virginia. I agree that pleadings, notices, and other papers may be served on me in this case. I consent to being the Sponsoring Attorney for the above-named Visiting Attorney and I shall hereafter sign all papers that require the signature of an attorney.

6/14/11

*Date*



*Signature of Sponsoring Attorney*

**\*\* ELECTRONIC FILING REQUIREMENT \*\***

Electronic filing is required in the United States District Court for the Southern District of West Virginia. Please refer to the Court's website at [www.wvsd.uscourts.gov](http://www.wvsd.uscourts.gov) under **CM/ECF Information > Electronic Filing > Administrative Procedures for Electronic Case Filing in the SDWV** for guidance. Specific requirements regarding logins and passwords and the registration process may be found at **Section 6. Login and Password; Registration**.